

**ASSEMBLY BILL**

**No. 2467**

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**Introduced by Assembly Member Brownley**

February 21, 2008

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An act to amend Sections 8282 and 8499.10 of, and to add Sections 8283 and 8284 to, the Education Code, relating to state preschool, and declaring the urgency thereof, to take effect immediately.

LEGISLATIVE COUNSEL'S DIGEST

AB 2467, as introduced, Brownley. State preschool: information.

(1) The Child Care and Development Services Act establishes various full- and part-time programs for a comprehensive, coordinated, and cost-effective system of developmental services for children to age 13 and their parents. Existing law requires certain information to be provided to a child's parent or guardian when a child is transferred from a state-funded preschool or infant and toddler program to a public school, which may, with the permission of the parent or guardian, be transferred to the pupil's elementary school.

This bill would permit certain other information that the Superintendent of Public Instruction deems appropriate or helpful to be included on the information transfer form.

(2) Existing law requires the State Department of Education to contract for the development of the California Longitudinal Pupil Achievement Data System to provide for the retention and analysis of pupil achievement data.

This bill would require the Superintendent to create and fund 6 preschool information pilot programs to develop and demonstrate methods for preschool information transfer to public schools. The bill would require the Superintendent to create a process for pupil

information transfer for children who have participated in state preschool, and explore the extent to which preschool summary information can be integrated into the California Longitudinal Pupil Achievement Data System. The bill would require the Superintendent to report to the Legislature by March 1, 2011, on the results of the pilot program and the implementation of the statewide preschool information transfer program.

(3) Existing law requires the Superintendent to advise local educational agencies regarding related federal Head Start requirements.

This bill would delete that requirement, and would authorize the Superintendent to include information from children in Head Start programs in the information transfer, subject to the consent of the child's parent or guardian.

(4) This bill would declare that it is to take effect immediately as an urgency statute.

Vote:  $\frac{2}{3}$ . Appropriation: no. Fiscal committee: yes.  
State-mandated local program: no.

*The people of the State of California do enact as follows:*

1 SECTION 1. Section 8282 of the Education Code is amended  
2 to read:

3 8282. (a) The Legislature finds and declares that the state  
4 makes a substantial, annual investment in preschool, infant and  
5 toddler, and schoolage child development programs for eligible  
6 families. It is in the best interests of children and their families,  
7 and the taxpayers of California, to have information about the  
8 development and learning abilities of children developed in these  
9 settings, health and other information transferred to, or otherwise  
10 available to, the pupil's elementary school.

11 (b) When a child in a state-funded preschool or infant and  
12 toddler program will be transferring to a local public school, the  
13 preschool or infant and toddler program shall provide the parent  
14 or guardian with information from the previous year deemed  
15 beneficial to the pupil and the public school teacher, including,  
16 but not limited to, development issues, social interaction abilities,  
17 health background, and diagnostic assessments, if any. The  
18 preschool or infant and toddler program ~~may~~, with the permission  
19 of the parent or guardian, *may* transfer this information to the  
20 pupil's elementary school.

1 (c) ~~Any~~—A child who has participated in a state subsidized  
2 preschool that maintains results-based standards, including the  
3 desired results accountability system, may have the performance  
4 information transferred to any subsequent or concurrent public  
5 school setting. ~~Any~~ The transferred information shall be in  
6 summary form and only accomplished with the permission of the  
7 parent or guardian.

8 (d) *The information transfer form also may include information*  
9 *that the Superintendent deems appropriate and helpful to the public*  
10 *school teacher, including the child's or family's eligibility for or*  
11 *participation in other public support programs, whether the child*  
12 *has an individualized education plan or has received a diagnosis*  
13 *for any type of special services, or whether the child is an English*  
14 *language learner, in need of remedial assistance, an after school*  
15 *program, special transportation, or full-day child care.*

16 SEC. 2. Section 8283 is added to the Education Code, to read:

17 8283. (a) Subsequent to the pilot programs in Section 8284,  
18 the Superintendent shall create a process for pupil information  
19 transfer pursuant to Section 8282, which shall be available to any  
20 child who has participated in state preschool.

21 (b) The Superintendent shall explore the extent to which  
22 preschool summary information may be integrated into the  
23 California Longitudinal Pupil Achievement Data System.

24 (c) The Superintendent shall report to the Legislature by March  
25 1, 2011, on the results of the pilot program and the implementation  
26 of the statewide preschool information transfer program.

27 SEC. 3. Section 8284 is added to the Education Code, to read:

28 8284. (a) The Superintendent shall create and fund six two-year  
29 preschool information pilot programs, three operated by local  
30 educational agencies and three operated by nonprofit organizations.  
31 The pilot programs shall develop and demonstrate methods for  
32 preschool information transfer to public schools. The  
33 Superintendent shall encourage creativity and diversity in  
34 information transfer methods and in preschool and public school  
35 collaboration. In their final reports to the Superintendent, the local  
36 educational agencies and the nonprofit organizations shall identify  
37 problems, if any, for sending and receiving organizations, or for  
38 parents and children, and shall provide recommendations.

39 (b) The Superintendent shall determine the funding levels for  
40 the pilot programs. The preschool information pilots programs

1 shall not be supported by state General Fund revenues, but by  
2 federal quality improvement funds provided in the federal Child  
3 Care and Development Fund Program. The department may set  
4 aside a reasonable amount of federal funding necessary to  
5 administer the pilot programs and to report to the Legislature. The  
6 pilot programs only shall become operational if the funds are made  
7 available by the Legislature in the annual Budget Act.

8 SEC. 4. Section 8499.10 of the Education Code is amended to  
9 read:

10 8499.10. The Legislature finds and declares all of the following:

11 (a) The Congress has recognized the importance of the transfer  
12 from preschool to primary school. Section 642A of Title VI of  
13 Subtitle A of Chapter 8 of Subchapter B of the federal Omnibus  
14 Budget Reconciliation Act of 1981 (P.L. 97-35) was enacted to  
15 require grantees of federal Head Start funds to take steps to  
16 coordinate with and involve the local educational agency serving  
17 the community, including, but not limited to, all of the following:

18 (1) Developing and implementing a systematic procedure for  
19 transferring, with parental *or guardian* consent, Head Start program  
20 records for each participating child to the school in which the child  
21 will enroll.

22 (2) Establishing channels of communication between Head Start  
23 staff and their counterparts in the schools, including, but not limited  
24 to, teachers, social workers, and health staff, to facilitate the  
25 coordination of programs.

26 (3) Conducting meetings involving parents, kindergarten or  
27 elementary school teachers, and Head Start program teachers to  
28 discuss the educational, developmental, and other needs of  
29 individual children.

30 (4) Organizing and participating in joint transition-related  
31 training of school staff and Head Start staff.

32 (5) Developing and implementing a family outreach and support  
33 program in cooperation with entities carrying out parental  
34 involvement efforts under Title I of the Elementary and Secondary  
35 Education Act of 1965 (20 U.S.C. Sec. 6301 et seq.).

36 (6) Assisting families, administrators, and teachers in enhancing  
37 educational and developmental continuity between Head Start  
38 services and elementary school classes.

1 (7) Linking the services provided in the Head Start program  
2 with the education services provided by the local educational  
3 agency.

4 (b) ~~The superintendent shall advise local education agencies of~~  
5 ~~these federal requirements.~~ *Superintendent may include information*  
6 *from children in Head Start programs in the information transfer*  
7 *developed pursuant to Section 8283, provided that consent is*  
8 *obtained from the child's parent or guardian.*

9 SEC. 5. This act is an urgency statute necessary for the  
10 immediate preservation of the public peace, health, or safety within  
11 the meaning of Article IV of the Constitution and shall go into  
12 immediate effect. The facts constituting the necessity are:

13 In order that the child care program needs of the state be  
14 addressed as soon as possible, it is necessary that this act take  
15 effect immediately.